

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: David V. Foster, et al.

Atty. Docket No.: 006943.00136

Serial No.: 10/613,861

Group Art Unit: 1761

Filed: July 3, 2003

Examiner: Helen F. Pratt

For: Shelf Stable Vitamin C in Oatmeal

Confirmation No.: 4341

**RESPONSE AND AMENDMENT TO FINAL OFFICE ACTION
DATED SEPTEMBER 26, 2006 AND THE ADVISORY ACTION
DATED DECEMBER 1, 2006**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This amendment is responsive to the Final Office Action dated September 26, 2006 and Advisory Action dated December 1, 2006. The Examiner has set a three-month period for response making this response due on or before December 26, 2006. Accordingly, we are requesting a two-month extension of time and the Commissioner is hereby authorized to charge any necessary fees to Deposit Account 19-0733. This response is being filed in conjunction with a Request for Continued Examination. The Commissioner is also hereby authorized to charge the Request for Continued Examination fee to Deposit Account No. 19-0733.

Should any additional fees be due, the Commissioner is authorized to charge such fee to Deposit Account No. 19-0733.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.